

IN THE CIRCUIT COURT OF THE FIRST JUDICIAL CIRCUIT
IN AND FOR WALTON COUNTY, FLORIDA

The ANGUS B. WILES TRUST Dated,
October 31, 2009,

Plaintiff,

v.

CASE NO. 2019 CA _____

BLUE GULF CORPORATION,
A dissolved Florida corporation,
Defendant.

COMPLAINT

COME NOW Plaintiff, ANGUS B. WILES TRUST Dated, October 31, 2009, MICHAEL DALE HUCKABEE and JANET MCCAIN HUCKABEE, as Co-Trustees (hereinafter referred to as "ANGUS B. WILES TRUST"), and sue Defendant, BLUE GULF CORPORATION, (hereinafter referred to as 'BLUE GULF') and allege:

GENERAL ALLEGATIONS

1. Plaintiff, ANGUS B. WILES TRUST Dated, October 31, 2009, is sui juris and is the owner of fee simple title to Lot 1, Block 10, according to the Plat of Blue Mountain Beach Subdivision No. 1, as recorded in Plat Book 2, Page(s) 41, of the public records of Walton County, Florida, which plat is referred to hereinafter in Paragraph 7, and which parcel lies adjacent to the 'beach area' joining the south boundary of said subdivision as shown thereon. The Deed to Plaintiff's land is recorded in the Official Records of Walton County at Book 3078, Page 3093, and a true copy of the Plaintiff's deed to the subject property is attached hereto as Exhibit "A".

2. WEST FLORIDA DEVELOPMENT COMPANY, the corporate predecessor of Defendant, BLUE GULF, is a dissolved Florida for Profit Corporation which was organized under the laws of the State of Florida on February 21, 1947 and which was voluntarily dissolved on October 23, 1968. A true and correct copy of the original copies of the 'Certificate of Corporation', a 'Certificate' of a corporate resolution to sell and transfer all of its assets to Defendant, Blue Gulf Corporation and subsequent dissolution of the corporation and 'certificate of dissolution' as filed with and obtained from the State of Florida, Department of State, and an

Official Certificate of the Secretary of State for West Florida Development Company, the originals of which copies were filed in the case of John G. Morris, et. al. v. Blue Gulf Corporation, Case No. 06-CA-000395, in the Circuit Court of the First Judicial Circuit In and For Walton County, Florida, stating the facts alleged herein are attached hereto and incorporated by reference herein as Exhibit "B".

3. Defendant, BLUE GULF, which corporation purchased the remaining assets of, and was the successor in interest of all assets of West Florida Development Company, and which corporation is a dissolved Florida for Profit corporation was organized under the laws of the State of Florida on January 11, 1965, and administratively dissolved on July 2, 1973. A true and correct copy of the original copy of BLUE GULF CORPORATION's 'Articles of Incorporation' as filed with the State of Florida, Department of State, which were obtained from said Department and an official certificate of the Secretary of State stating the facts alleged above the originals of which were filed in the case of John G. Morris, et. al. v. Blue Gulf Corporation, Case No. 06-CA-000395, In the Circuit Court of the First Judicial Circuit In and For Walton County, Florida are attached herein and incorporated by reference herein as Exhibit "C".

4. BLUE GULF is the corporate successor in interest to the assets of WEST FLORIDA DEVELOPMENT.

5. There is no known or documented evidence of a successor to Defendant, BLUE GULF.

6. On or about October 6, 1948, WEST FLORIDA DEVELOPMENT COMPANY, as the owner of the real property in Walton County, submitted to Walton County certain of its property to be subdivided and platted as 'Blue Mountain Subdivision No 1', said platting being recorded in Plat Book 2 at Page 41 in the Public Records of Walton County, Florida, a true and correct copy of which is attached hereto and incorporated by reference herein as Exhibit "D".

7. At the time of filing the Plat of Blue Mountain subdivision No. 1, WEST FLORIDA DEVELOPMENT COMPANY was also the owner of all the real property lying 'south of the bluff line' (the south boundary of the said subdivision, as described in the Official Plat) to the 'mean high water line of the waters of the Gulf of Mexico'.

8. On or about November 7, 1955, WEST FLORIDA DEVELOPMENT COMPANY, executed and caused to be recorded in the Public Records of Walton County, Florida, in Deed Book 141, at Page 182, a covenant with *"its Grantees all the deeds covering*

lots in Blue Mountain Beach Subdivision No. 1", which subdivision the subject properties of all Plaintiff's are located, which covenant provided in the event that WEST FLORIDA DEVELOPMENT COMPANY, or any successor, transferee corporation had its corporate existence terminated, that title to "all of the beach area lying between Block 10, 11, 12, and 13 and the Gulf of Mexico will be conveyed to the individual owners of the lots in the above numbered blocks, their heirs, successors or assigns, without payment of further consideration". A true and correct copy of said document as recorded in the Public Records of Walton County is attached hereto and incorporated by reference herein as Exhibit "E".

9. The covenant referred to above, in Paragraph 9 is a permanent covenant which runs with the land and title to all the lots situated in Blocks 10, 11, 12 and 13 of the said subdivision.

10. The lot owned by the Plaintiff herein is situated in the Block 10, as referred to in the above referenced Exhibit "E", and the Plaintiff is entitled to conveyance of fee simple title to the real property lying south of is lot as shown on the plat of said Blue Mountain Beach Official Records Book 2758, at Page 383, at Official Records Book 2758, at Subdivision No. 1, southward to the 'mean high water line of the waters of the Gulf of Mexico' as was covenanted by West Florida Development Company in said instrument a copy of which is attached as Exhibit 'E'.

11. In civil actions previously filed in this court against Defendant, Blue Gulf, being styled as John G. Morris, et.al. v. Blue Gulf Corporation, Case No. 06-CA-000395, In the circuit court of the First Judicial Circuit In and For Walton County, Florida, Sherry Rayborn v. Blue Gulf Corporation, Case No. 06-CA- 000615, and the action being styled as Jackson v. Blue Gulf Corporation, Case No. 07-CA-000606, all of the Plaintiffs in those cases were similarly situated Plaintiffs, as owners of 'gulf front' lots situated in Blocks 10, 11, 12 and 13 in the 'Blue Mountain Beach Subdivision No. 1' whose actions against the said BLUE GULF were identical to Counts I and II as alleged hereinafter. There has been a number of additional civil actions filed in Walton County and premised upon the same set of facts and circumstances as the cases referenced above but which are not mentioned herein.

12. In the first case filed, the said *Morris* case, the Plaintiffs attempted to properly serve the members of the last known Board of Directors of BLUE GULF, but were unable to do so as it was shown and proven by competent evidence that 'all' members of the last known board

were deceased which this Court found as a fact as stated in the 'Second Amended Final Summary Judgment'(s) entered by the Court which Order was recorded in Official Records Book 2758, at age 383, at Official Records Book 2758, at Page 379 in the *Rayborn*, and in the Final Summary Judgment recorded in Official Records Book 2778, at Page 4238 in the *Jackson*. A true and correct copy of the 'Investigative Report' concerning the investigation and confirmation of the deaths of all the last members of the BLUE GULF board of directors which was filed in *the Morris* case is attached hereto and incorporated by reference herein as Exhibit "F". A True copy of the said judgment entered by this honorable court in the Morris case, stating such is attached hereto and incorporated by reference herein as Exhibit "G". A True copy of the said judgment entered by this honorable court in the Jackson case, stating such is attached hereto and incorporated by reference herein as Exhibit "H".

13. In each of those actions mentioned in Paragraph 12, above, upon motion of the Plaintiffs this Court appointed J. LORRIANE BYTELL, as Attorney at Litem to represent the interest of BLUE GULF, who did so by filing a proper answer on their behalf.

COUNT 1

14. Paragraphs 1 through 13 are hereby realleged and incorporated by reference herein.

15. This is an action for enforcement of the covenant referred to above in Paragraph 9 as it relates to the Plaintiff as the owner of a parcels of real property affected by and said covenant and for issuance of an Order of the Court authorizing and directing the conveyance of that certain real property identified as 'beach area' lying adjacent to and south of the said Lot 1, Block 10 owned by the Plaintiff, being situated in the 'Blue Mountain Beach Subdivision No. 1' which property requested to be conveyed being specifically described as follows:

(A). All that property lying south of Lot 1, Block 10, according to the Plat of Blue Mountain Beach Subdivision No. 1, being adjacent to and between an extension of the side lot lines of said Lot 1, Block 10, southward to the mean high water line of the waters of the Gulf of Mexico, lying in Section 12, Township 3 South, Range 20 West, Walton County, Florida.

16. There is no 'successor or corporate transferee' of BLUE GULF in existence which holds title to the 'beach area' south of Blocks 10, 11, 12 and 13 of the subject Blue

Mountain Beach Subdivision No. 1 as referred to in the 'covenant' which is attached hereto as Exhibit 'E'.

WHEREFORE the Plaintiffs pray that this Court will take jurisdiction of the parties and the real property which is the subject matter of this action and enter an Order authorizing and directing the court appointed Attorney at Litem to convey to the Plaintiffs the subject property described above which lies south of its Lot, described in paragraph 1, herein above, from the south boundary of said lot to the 'mean high water line' of the waters of the Gulf of Mexico, and for such other relief that the Court determines is equitable and just in this matter.

Count 2

17. Paragraphs 1 through 13 are hereby realleged and incorporated by reference herein.

18. This is an action for a Declaratory relief pursuant to Florida Statutes Chapter 86 to confirm the entitlement of the Plaintiffs herein of the conveyance to them of 'the respective beach areas' lying south of the said Lot 1, Block 10 as the subject property is legally described in Paragraphs 19 below.

19. Plaintiff, is the fee simple owner of Lot 1, Block 10 in Blue Mountain Beach Subdivision No. 1, as described above in Exhibit A in Paragraph 1, and is entitled to conveyance of the real property lying south of and adjacent of too said Lot 1, southward to the 'mean high waterline of the Gulf of Mexico' which property is described on the Plat of the said subdivision as 'the beach area' and which parcel is described as follows, to-wit:

All that property lying south of Lot 1, Block 10, according to the Plat of Blue Mountain Beach Subdivision No. 1, being adjacent to and between an extension of the side lot lines of said Lot 1, in Block 10, southward to the mean high water line of the waters of the Gulf of Mexico, lying in Section 12, Township 3 South, Range 20 West, Walton County Florida.

WHEREFORE, Plaintiffs pray that this Court will enter a Declaratory Judgment adjudicating their rights of ownership and their entitlement to have the subject property described in Paragraphs 20 and 21 above to be conveyed to them and direct the conveyance of title by Court Ordered Trustee's Dee to their respective 'beach areas' as described in Paragraphs 20 and 21 above, and any other relief deemed proper and just by the Court.

/s/ A Wayne Williamson, Esquire

Attorney for Plaintiff

Florida Bar Number: 0115002

P.O. Box 1248, Santa Rosa Beach, FL 32459

Ph: (850) 685-3091 / Fax: (850) 546-6130

E-Mail: wayne@waynewilliamsonlaw.com

UNOFFICIAL
DOCUMENT

This instrument prepared by:
SCOTT M. CAMPBELL
Clark Partington
4100 Legendary Drive, Suite 200
Destin, FL 32541
(850) 650-3304
CPH FILE # 18-5256

Record Deed: \$18.50
Deed Documentary Stamps: \$21,000.00
Total Paid: \$21,018.50

Parcel ID Number: 12-3S-20-34040-010-0010

WARRANTY DEED

KNOW ALL MEN BY THESE PRESENTS, THAT **E.D. PINCKARD AND MARY L. PINCKARD, INDIVIDUALLY, AND AS CO-TRUSTEES OF THE E.D. PINCKARD AND MARY L. PINCKARD REVOCABLE TRUST DATED DECEMBER 22, 2014**, whose address is 320 Circle Drive, DeFuniak Springs, FL 32435 (the "Grantor"), for and in consideration of Ten Dollars and other good and valuable consideration, the receipt whereof is hereby acknowledged, does bargain, sell, convey and grant unto **MICHAEL DALE HUCKABEE AND JANET MCCAIN HUCKABEE, AS CO-TRUSTEES OF THE ANGUS B. WILES TRUST DATED OCTOBER 31, 2009**, whose address is 756 Blue Mountain Road, Santa Rosa Beach, FL 32459 ("Grantee"), Grantee's heirs and assigns, forever, the real property in **WALTON** County, Florida, described as follows:

Lot 1, Block 10, Plat of Blue Mountain Beach Subdivision No. 1, according to the map or plat thereof, as recorded in Plat Book 2, Page(s) 41, of the Public Records of Walton County, Florida.

TOGETHER with all the tenements, hereditaments and appurtenances thereto belonging or in anywise appertaining.

Subject to zoning, restrictions, prohibitions and other requirements imposed by governmental authorities; restrictions, instruments and matters of record or appearing on the plat or otherwise common to the subdivision; valid easements and mineral reservations of record affecting the Property, if any; and taxes for the current year and subsequent years; all of which are not hereby reimposed.

Grantor hereby covenants with the Grantee that Grantor is lawfully seized of the real property in fee simple; that Grantor has good right and lawful authority to sell and convey the real property; that the real property is free of all encumbrances except as provided above; that Grantor hereby fully warrants the title to the real property and will defend the same against all persons lawfully claiming the same by, through or under Grantor.

"Grantor" and "Grantee's" are used for singular or plural, as context requires.

IN WITNESS WHEREOF, Grantor has hereunto executed this instrument on the 3rd day of July, 2018.

Signed, sealed and delivered
in our presence:

K. Matthews
Print Name: Kristi Matthews

Lee Pinckard
Print Name: Lee Pinckard

K. Matthews
Print Name: Kristi Matthews

Lee Pinckard
Print Name: Lee Pinckard

E.D. Pinckard
E.D. Pinckard, Individually

Mary L. Pinckard
Mary L. Pinckard, Individually

By: E.D. Pinckard
E.D. Pinckard, as Co-Trustee of the E.D.
Pinckard and Mary L. Pinckard
Revocable Trust dated December 22, 2014

By: Mary L. Pinckard
Mary L. Pinckard, as Co-Trustee of the E.D.
Pinckard and Mary L. Pinckard Revocable
Trust dated December 22, 2014

EX. A

STATE OF FLORIDA
COUNTY OF Walton

The foregoing instrument was acknowledged before me this 2nd day of July, 2018 by **E.D. Pinckard and Mary L. Pinckard, Individually, as Co-Trustees of the E.D. Pinckard and Mary L. Pinckard Revocable Trust dated December 22, 2014.** They () are personally known to me or () have produced FL Drivers License as identification.



Kristina Matthews
Kristina Matthews
(Print/Type Name)
NOTARY PUBLIC
Commission Number: _____
My Commission Expires: _____

State of Florida



Department of State

I certify the attached is a true and correct copy of the Articles of Incorporation of WEST FLORIDA DEVELOPMENT COMPANY, a corporation organized under the laws of the State of Florida, filed on February 21, 1947, as shown by the records of this office.

The document number of this corporation is 150164.

I further certify that said corporation was voluntarily dissolved on October 23, 1968.

Given under my hand and the
Great Seal of the State of Florida
at Tallahassee, the Capitol, this the
Seventh day of July, 2006



CR2EO22 (01-06)

Sue M. Cobb
Sue M. Cobb
Secretary of State

EXHIBIT

B

CERTIFICATE OF INCORPORATION

This is to certify that H. B. Underwood, W. Guy McKenzie, S. H. Adams, John Dorsey, Adrien Rivard, Clyde Harbison, Joe Long, Charles King, C. M. Jennings and A. B. Covell do hereby associate themselves together as a body corporate under the laws of the State of Florida and the following proposed charter:

1. The name of the corporation shall be West Florida Development Company.
2. The general nature of the business to be conducted by the corporation shall be the buying, selling, leasing, developing or handling in any other means or manner real estate and the transaction of any and all other lawful business whether herein specified or not.
3. The maximum number of shares which the corporation shall have outstanding at any time shall be 100 all of common stock with equal voting powers and of no par value.
4. The corporation shall begin business with a capital of \$20,000.00 which shall be paid into the treasury of the corporation in cash or property amounting to not less than \$2,000.00.
5. The corporation shall have perpetual existence or shall continue in existence until dissolved in due course and operation of law.
6. The principal place of business shall be in De Funiak Springs, Walton County, Florida, with such branch offices and places of business, either within or without the state of Florida, as may be determined by the Board of Directors.
7. The Board of Directors shall consist of not less than three nor more than seven members, each of whom shall be a stockholder in the corporation.
8. The names and post office addresses of the first Board of Directors of the corporation, who shall serve for the first year of the existence of the corporation or until their successors are elected and qualified, shall be:

Joe Long
Clyde Harbeson
W. Guy McKenzie
John Dorsey
Adrien Rivard

De Funiak Springs, Florida
De Funiak Springs, Florida
De Funiak Springs, Florida
De Funiak Springs, Florida
De Funiak Springs, Florida

9. The names and post office addresses and number of shares subscribed by each of the incorporators are as follows:

A. B. Underwood--De Funiak Springs, Florida---10 shares
W. Guy McKenzie--De Funiak Springs, Florida---10 shares
C. E. Adams-----De Funiak Springs, Florida---10 shares
John Dorsey-----De Funiak Springs, Florida---10 shares
Adrien Rivard-----De Funiak Springs, Florida---10 shares
Clyde Harbeson---De Funiak Springs, Florida---10 shares
Joe Long-----De Funiak Springs, Florida---10 shares
Charles King-----De Funiak Springs, Florida---10 shares
C. L. Jennings---De Funiak Springs, Florida---10 shares
A. B. Covell-----De Funiak Springs, Florida---10 shares

10. The affairs of the corporation shall be handled by the first Board of Directors as named in paragraph #8 hereof until the first meeting of the stockholders of the corporation.

11. The by-laws of the corporation shall be adopted by the Board of Directors at their first regular meeting or a subsequent meeting called for that purpose.

12. In the event any stock certificates issued by the corporation shall be lost or destroyed, stock certificates to replace such lost or destroyed certificates shall be issued only in strict compliance with the stock transfer act of the Laws of Florida.

13. No shares of stock at any time outstanding on the books of the corporation and owned by the corporation shall be sold by the corporation without the consent of 2/3rds of the stockholders of said corporation.

14. No stock in this corporation owned and held by any individual shall be sold or transferred by such individual until such individual owner has first offered said stock for sale to the corporation at a price not inconsistent with the actual value of said stock and the corporation has refused to purchase such stock.

15. The substance of the provisions restricting transfer of stock as set forth in paragraphs #13 and #14 of this certificate shall appear on the face of each stock certificate issued by the corporation.

[illegible]

ALG. & CALC.

given under my name and official seal, this 19th day of February, 1947.

Wm. H. Brown
Wm. H. Brown, State of Virginia
at Large

My classification expires June 2, 1947

C E R T I F I C A T E

WEST FLORIDA DEVELOPMENT COMPANY, a Florida corporation having its principal place of business in DeFuniak Springs, Walton County, Florida, does hereby certify that the following is a true and correct copy of the resolution of the Board of Directors and stockholders of said corporation, which said resolution was passed by unanimous affirmative vote of all of the Directors and owner of all of the capital stock at a meeting held on September 18, 1964, and said resolution reads as follows, to-wit:

BE IT RESOLVED by the Board of Directors and the owner of all of the capital stock of West Florida Development Company, a Florida corporation having its principal place of business in DeFuniak Springs, Florida, that the corporation proceed forthwith to dispose of all of its assets by conveying all of the assets of said corporation to Blue Gulf Corporation, a Florida corporation having its principal place of business in Quincy, Florida, the owner and holder of all of the capital stock of the corporation, and that Charles S. Isler, Jr., as Attorney for the corporation, be authorized and directed to forthwith effect the dissolution of the corporation in accordance with the requirements of law.

And it is further certified that the names and addresses of the officers and Directors of the corporation are as follows, to-wit:

R. B. Davis, President and Director
416-A Broad Street, Nashville, Tennessee.

Peter B. Curlin, Vice President and Director
First American National Bank, Nashville, Tennessee.

Hal A. Davis, Secretary-Treasurer and Director
Citizens Bank Building, Quincy, Florida.

and the said parties were then and there acting for Blue Gulf Corporation, a Florida corporation having its principal place of business in the Citizens Bank Building, Quincy, Florida, the owner of all of the capital stock of the corporation being herein dissolved. And said parties were duly authorized to act for and in behalf of said owner of all of the capital stock.

IN WITNESS WHEREOF, WEST FLORIDA DEVELOPMENT COMPANY has caused these presents to be signed in its corporate name by its President

and its corporate seal to be affixed, attested by its Secretary,
this 18th day of September, A. D. 1968.

WEST FLORIDA DEVELOPMENT COMPANY

By R. B. Davis
Its President

ATTEST:

By Hal A. Davis
Its Secretary

(corporate seal)



STATE OF FLORIDA

COUNTY OF BAY

Before the undersigned authority this day personally appeared
R. B. Davis and Hal A. Davis, to me known and known to be the
individuals described in and who executed the foregoing Certificate
as President and Secretary, respectively, of West Florida Develop-
ment Company, a corporation, and severally acknowledged to and
before me that their execution thereof was their free act and deed
as such officers of said corporation and that the seal affixed is the
true corporate seal of said corporation.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed
the seal of my office, this 18th day of September, A. D. 1968.

Miss M. S. [Signature]
Notary Public

My Comm. Expires 12-31-70
Notary Public - State of Florida
My No. 12345

AFFIDAVIT

STATE OF FLORIDA

COUNTY OF BAY

R. B. Davis and Hal A. Davis, after being duly sworn, depose and say that they are President and Secretary, respectively, of West Florida Development Company, a Florida corporation having its principal place of business in DeFuniak Springs, Florida, and that they have knowledge of the matters and things recited; that said corporation is not indebted for property taxes, either tangible or intangible, and has no liability for sales or use taxes, or any other indebtedness of any kind whatsoever. This affidavit is given to comply with §608.27(1), Florida Statutes, and in order to induce the Secretary of State of Florida to proceed with the dissolution of said corporation in accordance with Certificate filed in his office.


R. B. Davis
Hal A. Davis

Sworn to and subscribed before me this 18 day of September,
A. D. 1968.


Notary Public

WITNESSES:
In presence of:
Subscribed, signed and sworn to:

CERTIFICATE OF CORPORATE DISSOLUTION

IN THE NAME AND BY THE AUTHORITY OF THE STATE OF FLORIDA

TO ALL TO WHOM THESE PRESENTS SHALL COME, GREETINGS:

This is to certify that, whereas A. M. CORVELL, DE FUMIAK SPRINGS, FLORIDA

<u>R. B. UNDERWOOD,</u>	<u>DE FUMIAK SPRINGS, FLORIDA</u>
<u>CINCE HARRISON,</u>	<u>DE FUMIAK SPRINGS, FLORIDA</u>
<u>W. GUY MCKENZIE,</u>	<u>DE FUMIAK SPRINGS, FLORIDA</u>
<u>JOE LONG,</u>	<u>DE FUMIAK SPRINGS, FLORIDA</u>
<u>S. H. ADAMS,</u>	<u>DE FUMIAK SPRINGS, FLORIDA</u>
<u>CHARLES KING,</u>	<u>DE FUMIAK SPRINGS, FLORIDA</u>
<u>JOHN DORSKY,</u>	<u>DE FUMIAK SPRINGS, FLORIDA</u>
<u>O. W. JENNINGS,</u>	<u>DE FUMIAK SPRINGS, FLORIDA</u>
<u>ADRIAN RIVARD,</u>	<u>DE FUMIAK SPRINGS, FLORIDA</u>

did on the 21st day of FEBRUARY, A.D. 1967

cause to be incorporated under the laws of the State of Florida

WEST FLORIDA DEVELOPMENT COMPANY

a corporation, with its principal place of business at DE FUMIAK SPRINGS, WALTON COUNTY

In the State of Florida, and whereas such corporation did on the 19th day of SEPTEMBER, A. D. 1968, cause to be filed in the office of the Secretary of State of the State of Florida, the documentary authority required under Section 808.27, Florida Statutes, showing the dissolution of such corporation, and the Secretary of State is satisfied that the requirements of law have been complied with, the said corporation, to-wit:

WEST FLORIDA DEVELOPMENT COMPANY

heretofore existing with its principal place of business at DE FUMIAK SPRINGS, WALTON COUNTY in the State of Florida, has been and is dissolved and no longer exists under the laws of the State of Florida.

IN WITNESS WHEREOF, I have hereunto set my hand and have affixed the Great Seal of the State of Florida, at Tallahassee, the Capital, this the TWENTY-THIRD day of OCTOBER, A. D. 1968
TOM ADAMS

Secretary of State

FINAL CERTIFICATE

State of Florida



Department of State

I certify the attached is a true and correct copy of the Articles of Incorporation of BLUE GULF CORPORATION, a corporation organized under the laws of the State of Florida, filed on January 11, 1965, as shown by the records of this office.

The document number of this corporation is 288570.

I further certify that said corporation was administratively dissolved on July 2, 1973.

Given under my hand and the
Great Seal of the State of Florida
at Tallahassee, the Capitol, this the
Seventh day of July, 2006



CR2EO22 (01-06)

Sue M. Cobb
Sue M. Cobb
Secretary of State

EXHIBIT

C

ARTICLES OF INCORPORATION
OF
BLUE GULF CORPORATION

The undersigned subscribers to these articles of incorporation, each a natural person competent to contract, hereby associate themselves together to form a corporation under the laws of the State of Florida.

ARTICLE I. NAME

The name of this corporation is: Blue Gulf Corporation.

ARTICLE II. NATURE OF BUSINESS

The general nature of the business to be transacted by this corporation is: To manufacture, purchase, or otherwise acquire, and to own, mortgage, pledge, sell, assign, transfer, or otherwise dispose of, and to invest in, trade in, deal in and with goods, wares, merchandise, real and personal property, and services, of every class, kind, and description; except that it is not to conduct a banking, safe deposit, trust, insurance, surety, express, railroad, canal, telegraph, telephone or cemetery, a building and loan association, mutual fire insurance association, cooperative association, fraternal benefit society, state fair or exposition.

ARTICLE III. CAPITAL STOCK

The maximum number of shares of stock that this corporation is authorized to have outstanding at any one time is Five thousand shares of common stock having a nominal or par value of One Hundred Dollars per share.

ARTICLE IV. INITIAL CAPITAL

The amount of capital with which this corporation will begin business is Forty Nine Thousand dollars.

ARTICLE V. TERM OF EXISTENCE

This corporation is to exist perpetually.

ARTICLE VI. ADDRESS

The initial post office address of the principal office of this corporation in the State of Florida is #7 West Washington Street, Quincy, Florida. The Board of Directors may from time to time move the principal office to any other address in Florida.

ARTICLE VII. DIRECTORS

This corporation shall have four directors, initially. The number of directors may be increased or diminished from time to time, by laws adopted by the stockholders, but shall never be less than three.

ARTICLE VIII. INITIAL DIRECTORS

The names and postoffice addresses of members of the first Board of Directors are:

<u>NAME</u>	<u>ADDRESS</u>
Robert L. Davis	2017 McGavock Pike, Nashville, Tenn.
Peter B. Curlin	980 Overton Lea rd. Nashville, Tenn.
P. C. Elliott	415 Bushnell Nashville, Tenn.
J. B. Sorle	900 Oak Valley rd., Nashville, Tenn.

ARTICLE IX. SUBSCRIBERS

The name and postoffice address of each subscriber of these articles

() of incorporation, the number of shares of stock each agrees to take and the value of the consideration therefor are:

<u>NAME</u>	<u>ADDRESS</u>	<u>SHARES</u>	<u>CONSIDERATION</u>
Robert B. Davis	2017 McGavock Pike Nashville, Tenn.	210	\$19,000.00 and services valued at \$2,000.00
Peter B. Curlin	980 Overton Lea Rd. Nashville, Tenn.	100	\$10,000.00
P. C. Elliott	415 Bushnell Nashville, Tenn.	100	\$10,000.00
J. B. Seale	900 Oak Valley Rd. Nashville, Tenn.	100	\$10,000.00
Hal A. Davis	N. Shelfer St. Quincy, Florida	20	Services valued at \$2,000.00

ARTICLE X. AMENDMENT

C These articles of incorporation may be amended in the manner provided by law. Every amendment shall be approved by the Board of Directors, proposed by them to the stockholders, and approved at a stockholders meeting by a majority of the stock entitled to vote thereon, unless all the directors and all the stockholders sign a written statement manifesting their intentions that a certain amendment of these articles of incorporation be made.

Robert B. Davis
Robert B. Davis

Peter B. Curlin
Peter B. Curlin

P. C. Elliott
P. C. Elliott

J. B. Seale
J. B. Seale

Hal A. Davis
Hal A. Davis

STATE OF TENNESSEE

COUNTY OF DAVIDSON

I hereby certify that on this day, before me, a Notary Public duly authorized in the state and county named above to take acknowledgments, personally appeared Robert B. Davis, Peter B. Curlin, P. C. Elliott and J. B. Seale, to me known to be the persons described as subscribers in and who executed the foregoing articles of incorporation, and acknowledged before me that they subscribed to those articles of incorporation.

Witness my hand and official seal in the county and state named above this 6 day of January, A. D. 1965.

NOTARY PUBLIC
My commission expires:

STATE OF FLORIDA

COUNTY OF GADSDEN

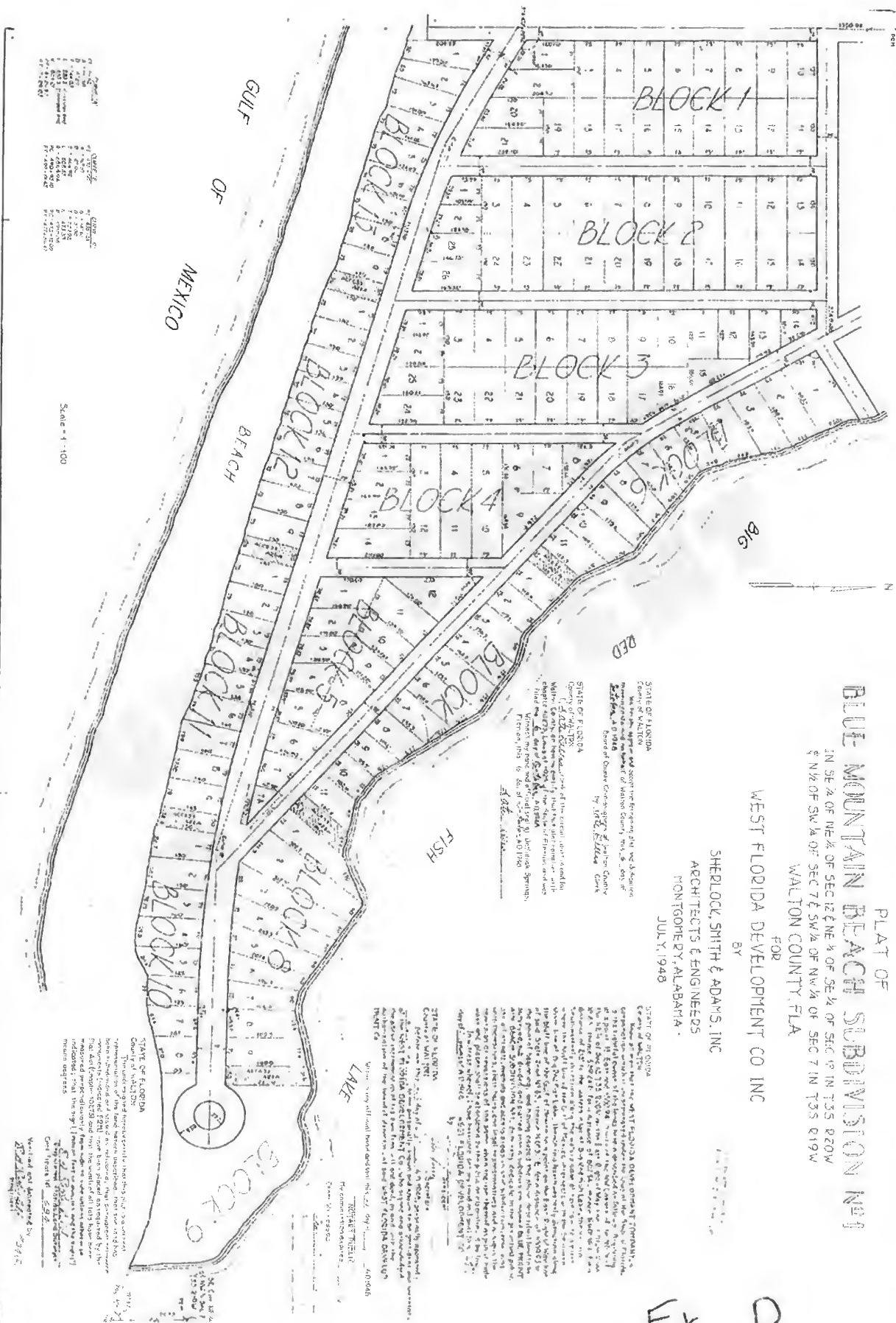
I hereby certify that on this day, before me, a Notary Public duly authorized in the state and county named above to take acknowledgments, personally appeared Hal A. Davis, to me known to be the person described as subscriber in and who executed the foregoing articles of incorporation, and acknowledged before me that he subscribed to those articles of incorporation.

Witness my hand and official seal in the county and state named above this 7th day of January, A. D. 1965.

NOTARY PUBLIC
My commission expires:

Block	Area	Owner
1	1.00	WALTON COUNTY
2	1.00	WALTON COUNTY
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100	1.00	WALTON COUNTY

Scale = 1" = 100'



**PLAT OF
 BLUE MOUNTAIN BEACH SUBDIVISION NO. 1**

IN SE 1/4 OF NE 1/4 OF SEC 12 E NE 1/4 OF SE 1/4 OF SEC 19 IN T35 R20W
 E 1/2 OF SW 1/4 OF SEC 7 E SW 1/4 OF NW 1/4 OF SEC 7 IN T35 R19W
 WALTON COUNTY, FLA.

FOR
 WEST FLORIDA DEVELOPMENT CO INC

SHERLOCK, SMITH & ADAMS, INC
 ARCHITECTS & ENGINEERS
 MONTGOMERY, ALABAMA
 JULY, 1948

STATE OF FLORIDA
 County of WALTON
 We hereby certify that the foregoing plat and description
 of the above described land, as shown on the map, are
 correct and conform to the laws of this State, and we
 hereby certify that the same have been duly recorded
 in the public records of this County, to wit, in Book 10
 of the Public Records, at page 100.

STATE OF FLORIDA
 County of WALTON
 We hereby certify that the foregoing plat and description
 of the above described land, as shown on the map, are
 correct and conform to the laws of this State, and we
 hereby certify that the same have been duly recorded
 in the public records of this County, to wit, in Book 10
 of the Public Records, at page 100.

STATE OF FLORIDA
 County of WALTON
 We hereby certify that the foregoing plat and description
 of the above described land, as shown on the map, are
 correct and conform to the laws of this State, and we
 hereby certify that the same have been duly recorded
 in the public records of this County, to wit, in Book 10
 of the Public Records, at page 100.

STATE OF FLORIDA
 County of WALTON
 We hereby certify that the foregoing plat and description
 of the above described land, as shown on the map, are
 correct and conform to the laws of this State, and we
 hereby certify that the same have been duly recorded
 in the public records of this County, to wit, in Book 10
 of the Public Records, at page 100.

Ex. D

STATE OF FLORIDA
COUNTY OF WALTON

THIS INDENTURE made this the 7th day of November A.D. 1955, between West Florida Development Company, a corporation organized and existing under the laws of the State of Florida, having its principal place of business in the County of Walton, State of Florida, Party of the first part and its Grantees in all the deeds covering lots in Blue Mountain Beach Subdivision No. 1, Parties of the second part,

WITNESSETH, that the said party of the first part, for and in consideration of the premises and the sum of \$1.00 and other good and valuable considerations does hereby covenant with the parties of the second part that the beach as shown on the plat of Blue Mountain Beach Subdivision No. 1 is for the use and enjoyment of the property owners of Blue Mountain Beach and the party of the first part agrees that no act or conveyance by the party of the first part, its successors or assigns, whether voluntarily or involuntarily made will interfere with the normal use and enjoyment of said beach by the said parties of the second part, their heirs, successors and assigns, such restrictions to be a covenant running with the land of said beach area. Without otherwise limiting its application, the term "normal use and enjoyment" shall mean that any commercial use of such beach area is prohibited.

If the party of the first part or any successor or transferee corporation holding title to said beach area should be dissolved or have its corporate existence terminated, all of the beach area lying between Blocks 10, 11, 12 and 13 and the Gulf of Mexico will be conveyed to the individual owners of Lots in the above numbered Blocks, their heirs, successors or assigns without payment of further consideration, subject to the covenant recited above.

Likewise, should the party of the first part or any successor corporation or transferee of said beach area, whether a corporation or individual, abandon said beach area, then that portion of said beach area lying between the above described Blocks and the Gulf of Mexico will be conveyed as above

set forth without payment of further consideration, subject to this same covenant.

Any conveyance or transfer of said beach area, however effected, shall contain appropriate provisions to secure the enforcement of the foregoing rights and restrictions applicable to the beach area and conveyees or transferees, by the acceptance of such conveyances, will agree not to interfere with the normal use and enjoyment of said beach area by any owner of property in Blue Mountain Beach Subdivision No. 1.

IN WITNESS WHEREOF the said party of the first part has caused these presents to be signed in its name by its president and its corporate secretary to be affixed, attested by its secretary, the day and year above written.

WEST FLORIDA DEVELOPMENT COMPANY
a corporation

By S. H. Adams
S. H. Adams, President

ATTEST:

R. B. Underwood
R. B. Underwood, Secretary

Signed, sealed and delivered
in the presence of:

Myr B. Drake
Paul C. Tuck

STATE OF FLORIDA
COUNTY OF WALTON

I hereby certify that on this 7th day of November A.D. 1955, before me personally appeared S. H. Adams and R. B. Underwood, respectively President and Secretary of West Florida Development Company a corporation organized under the laws of the State of Florida, to me known to be the individuals and officers described in and who executed the foregoing conveyance and severally acknowledged the execution thereof to be their free act and deed as such officers, and that the official seal of said corporation is duly affixed hereto and that said conveyance is the act and deed of said corporation.

WITNESS my hand and official seal this the day and year above written.

Myr B. Drake
Notary Public, State of Florida at Large

My Commission expires: Aug 12, 1957

I hereby certify that the above and foregoing instrument is a true and correct photo-copy of the original as filed for record at 11:45 o'clock A. M., this the 14th day of November A. D., 1955 in Book 111, Page 182.

E. E. Andrews
E. E. Andrews, Clerk Circuit Court
Walton County, Florida

By _____
Deputy Clerk

IN THE CIRCUIT COURT OF THE FIRST JUDICIAL CIRCUIT
IN AND FOR WALTON COUNTY, FLORIDA

JOHN G. MORRIS, JOHN T. CRUNK
and SUSAN LUCAS, formerly known as
SUSAN LUCAS UPDYKE,
Plaintiffs,

v.

CASE NO. 06-CA-000395

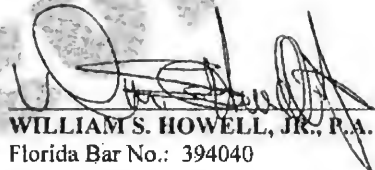
FILED
WALTON COUNTY CLERK OF COURTS
2006 OCT 30 A 10:48

BLUE GULF CORPORATION,
a dissolved Florida corporation,
Defendant.

NOTICE OF FILING INVESTIGATIVE REPORT

NOTICE IS HEREBY GIVEN of the filing by Plaintiffs, JOHN G. MORRIS, JOHN T. CRUNK and SUSAN LUCAS, formerly known as SUSAN LUCAS UPDYKE, of their Investigative Report, consisting of 12 pages, prepared by Donna J. Investigations, Private Investigator, of her search to confirm the deaths of the Board of Directors of BLUE GULF CORPORATION, Defendant in the above action. Said report confirms the deaths of all four (4) Directors of said corporation as shown in the files of the Secretary of State of Florida, Division of Corporations.

DATED this 26th day of October, 2006.


WILLIAM S. HOWELL, JR., P.A.
Florida Bar No.: 394040
1727 S. Co. Hwy. 393
Santa Rosa Beach, FL 32459
Phone: 850-622-0529
Attorney for Plaintiffs

16 gmt

Ex F.

DONNA J. INVESTIGATIONS

P.O. Box 1461 • Destin FL 32540
Ph: 850 830-2999 • Fax: 850 269-1980

Report on: Blue Gulf Corporation Board of Directors

Date: 13 October 2006

Request by: William Howell, Jr., P.A.

INFORMATION REQUESTED: Confirm deaths or current addresses of Blue Gulf Corporation Board of Directors. Specifically, Robert B. Davis; Peter B. Curlin; P.C. Elliott; and J. B. Seale.

INFORMATION OBTAINED:

- 1) Copy of death certificate for Robert B. Davis
- 2) Verification of Death Facts, Tennessee Department of Health Office of Vital Records for Peter B. Curlin AND John B. Seale
- 3) Match of address for Phillip C. Elliott through the address listed on the Articles of Incorporation and Comprehensive Report indicating Mr. Elliott is deceased

Status: Closed

Investigator: Donna Johns

UNOFFICIAL COPY

STATE OF FLORIDA

OFFICE of VITAL STATISTICS
CERTIFIED COPY

FLORIDA CERTIFICATE OF DEATH

[illegible]

JUL 06 2005



WARNING:

THIS DOCUMENT IS PRINTED OR PHOTOCOPIED ON SECURITY PAPER WITH A WATERMARK IN THE GREAT SEAL OF THE STATE OF FLORIDA. DO NOT ACCEPT WITHOUT VERIFYING THE PRESENCE OF THE WATERMARK. THE DOCUMENT'S FACE CONTAINS A MULTI-COLORED BACKGROUND AND SOFT EMBOSSED SEAL. THE FACE CONTAINS SPECIAL INK WITH TEXT AND SIGNS IN INFRARED SPECTRUM.

CH FORM 1547 (02-00)

£1370070

CERTIFICATION OF VITAL RECORD



* 1 3 7 0 0 7 0 *



TENNESSEE DEPARTMENT OF HEALTH
OFFICE OF VITAL RECORDS

APPLICATION FOR VERIFICATION OF DEATH FACTS

THIS APPLICATION MUST BE ACCOMPANIED BY A CHECK OR MONEY ORDER MADE
PAYABLE TO TENNESSEE VITAL RECORDS FOR \$12.00.

Name and mailing address where verification is to be sent:

Name of Individual or Requesting Agency Donna Johns Date October 5, 2006
Street Address 123 Lake Front Drive Telephone No. (850) 830-2999
City Weston, Florida State 32550 Zip

In order for the Office of Vital Records' staff to search the files of death records, please provide the following information from the record you are requesting:

Year of Death _____ Name of Deceased Person _____

Also complete items 1-5 below if you have that information. This allows the Office of Vital Records to perform a more accurate search.

A fee of \$12.00 is charged for the search of the year and the name entered above. This fee is charged even if no record is found. If you want to search more than one year of records, please enclose \$12.00 for each additional year. The Office of Vital Records maintains death records for the past fifty (50) years. Earlier years may be obtained at the State Library & Archives.

1. Full name of Deceased: Peter B. Curless
First Middle Last
2. Date of Death: February 1982
Month Day Year
3. Place of Death: Abion Tennessee
City County State
4. Residence at Time of Death: _____
City County State
5. Decedent's parents:
Mother's: _____
First Middle Maiden Name
Father's: _____
First Middle Last

MAIL THIS APPLICATION TO:

Tennessee Department of Health
OFFICE OF VITAL RECORDS
Central Services Building
421 5th Avenue North, 1st floor
Nashville, TN 37247

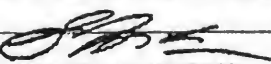
DO NOT WRITE BELOW. THE STAFF AT THE OFFICE OF VITAL RECORDS WILL ENTER INFORMATION.

This form is not a death certificate.

The information is transcribed from the original document.

1. Name of Decedent: Peter Buchanan Curlin
2. Sex: Male
3. Date of Death: February 27, 1982 4. Age at time of Death: 66
6. Date of Birth: September 27, 1915
7. Place of Birth: Kentucky
8. Was Decedent Ever in the Armed Forces: ☐ Yes ☒ No ? From Not on certificate to _____
9. Place of Death: Union City Tennessee Obion County
10. Facility Name and Address: Obion County General Hospital
11. Marital Status: Married
12. Spouse's Name: Mary Hamblin Hudgins
13. Decedent's Occupation -- Kind of Business: Financial Consultant / Banking
14. Decedent's Residence: 919 East Exchange Union City, TN
15. Race: White 16. Education: Not on certificate
17. Father's Name: Prather B. Curlin
18. Mother's Name: Elizabeth Seates
19. Informant's Name: Mrs. Mary Curlin
20. Informant's Relationship: Spouse
21. Mailing Address: 919 East Exchange Union City, TN
22. Method -- Place of Disposition: Burial / East View Cemetery Union City, TN
23. Funeral Director: Gus B. White III
24. Embalmer: Gus B. White III
25. Name and Address of Funeral Home: White-Ranson Union City, TN 38261
26. Medical Examiner's Name and Address: Not on certificate
27. Physician's Name and Address: Grover Schleifer III (MD) P.O. Box 220 Union City, TN 38261
28. Date Certificate Filed: March 9, 1982

Other Information: _____


SHARON M. LEINBACH
VERIFIED BY INDEX



We were unable to locate a certificate with information given.

Verified By: Vernita Small
Title: Information Assistant
Date Verified: October 5, 2006



TENNESSEE DEPARTMENT OF HEALTH
OFFICE OF VITAL RECORDS

APPLICATION FOR VERIFICATION OF DEATH FACTS

THIS APPLICATION MUST BE ACCOMPANIED BY A CHECK OR MONEY ORDER MADE
PAYABLE TO TENNESSEE VITAL RECORDS FOR \$12.00.

Name and mailing address where verification is to be sent:

Donna Johns October 5, 2006
Name of Individual or Requesting Agency Date
123 Lake Front Drive (850) 830-2999
Street Address Telephone No.
Weston Florida 32558
City State Zip

In order for the Office of Vital Records' staff to search the files of death records, please provide the following information from the record you are requesting:

Year of Death Name of Deceased Person

Also complete items 1-5 below if you have that information. This allows the Office of Vital Records to perform a more accurate search.

A fee of \$12.00 is charged for the search of the year and the name entered above. This fee is charged even if no record is found. If you want to search more than one year of records, please enclose \$12.00 for each additional year. The Office of Vital Records maintains death records for the past fifty (50) years. Earlier years may be obtained at the State Library & Archives.

1. Full name of Deceased: John B. Deale
First Middle Last
2. Date of Death: October 10 1992
Month Day Year
3. Place of Death: Hamilton Tennessee
City County State
4. Residence at Time of Death: _____
City County State
5. Decedent's parents:
Mother's: _____
First Middle Maiden Name
Father's: _____
First Middle Last

MAIL THIS APPLICATION TO:

Tennessee Department of Health
OFFICE OF VITAL RECORDS
Central Services Building
421 5th Avenue North, 1st floor
Nashville, TN 37247

DO NOT WRITE BELOW. THE STAFF AT THE OFFICE OF VITAL RECORDS WILL ENTER INFORMATION.

This form is not a death certificate.
The information is transcribed from the original document.

1. Name of Decedent: John Berryman Seale Sr.
2. Sex: Male
3. Date of Death: October 10, 1992 4. Age at time of Death: 75
6. Date of Birth: August 18, 1917
7. Place of Birth: Sumter County Alabama
8. Was Decedent Ever in the Armed Forces: ☒ Yes ☐ No From _____ to _____
9. Place of Death: Red Bank Tennessee Hamilton County
10. Facility Name and Address: Erlanger Medical Center North
11. Marital Status: Married
12. Spouse's Name: Anna Marie Finney
13. Decedent's Occupation - Kind of Business: Vice President / Krystal Company
14. Decedent's Residence: 1112 Glamis Circle Signal Mountain, TN 37377
15. Race: White 16. Education: College - 2
17. Father's Name: Clifton Carter Seale
18. Mother's Name: Bessie - Pope
19. Informant's Name: Anna Marie Seale
20. Informant's Relationship: Spouse
21. Mailing Address: 1112 Glamis Circle Signal Mountain, TN 37377
22. Method - Place of Disposition: Burial / Mount Olive Cemetery Nashville, TN
23. Funeral Director: Larry Dale Norris
24. Embalmer: Ronnie Wright
25. Name and Address of Funeral Home: Chattanooga Fun. Hm. 1724 McCallie Ave. Chattanooga, TN 37404
26. Medical Examiner's Name and Address: Not on certificate
27. Physician's Name and Address: James Stanko (MD) 128 Morrison Springs Rd. Chattanooga, TN 37415
28. Date Certificate Filed: October 22, 1992
Other Information: _____
SHARON M. LEINBACH
VERIFIED BY INDEX

☐ We were unable to locate a certificate with information given.

Verified By: Veretta Small
Title: Information Assistant
Date Verified: October 5, 2006



TENNESSEE DEPARTMENT OF HEALTH
OFFICE OF VITAL RECORDS

APPLICATION FOR VERIFICATION OF DEATH FACTS

THIS APPLICATION MUST BE ACCOMPANIED BY A CHECK OR MONEY ORDER MADE
PAYABLE TO TENNESSEE VITAL RECORDS FOR \$12.00.

Name and mailing address where verification is to be sent:

Donna Johns October 6, 2006
Name of Individual or Requesting Agency Date
9123 Lake Front Drive (850) 830-2999
Street Address Telephone No.
Weston, FL 32550
City State Zip

In order for the Office of Vital Records' staff to search the files of death records, please provide the following information from the record you are requesting:

Year of Death Name of Deceased Person

Also complete items 1-5 below if you have that information. This allows the Office of Vital Records to perform a more accurate search.

A fee of \$12.00 is charged for the search of the year and the name entered above. This fee is charged even if no record is found. If you want to search more than one year of records, please enclose \$12.00 for each additional year. The Office of Vital Records maintains death records for the past fifty (50) years. Earlier years may be obtained at the State Library & Archives.

1. Full name of Deceased: Phillip C. Elliott
First Middle Last
2. Date of Death: 06 1985
Month Day Year
3. Place of Death: Davidson Tennessee
City County State
4. Residence at Time of Death: _____
City County State
5. Decedent's parents: _____

Mother's: _____
First Middle Maiden Name
Father's: _____
First Middle Last

MAIL THIS APPLICATION TO:

Tennessee Department of Health
OFFICE OF VITAL RECORDS
Central Services Building
421 5th Avenue North, 1st floor
Nashville, TN 37247

DO NOT WRITE BELOW. THE STAFF AT THE OFFICE OF VITAL RECORDS WILL ENTER INFORMATION.

This form is not a death certificate.
The information is transcribed from the original document.

1. Name of Decedent: _____	
2. Sex: _____	
3. Date of Death: _____	4. Age at time of Death: _____
5. Social Security Number: _____	
6. Date of Birth: _____	
7. Place of Birth: _____	
8. Was Decedent Ever in the Armed Forces: <input type="checkbox"/> Yes <input type="checkbox"/> No From _____ to _____	
9. Place of Death: _____	
10. Facility Name and Address: _____	
11. Marital Status: _____	
12. Spouse's Name: _____	
13. Decedent's Occupation -- Kind of Business: _____	
14. Decedent's Residence: _____	
15. Race: _____	16. Education: _____
17. Father's Name: _____	
18. Mother's Name: _____	
19. Informant's Name: _____	
20. Informant's Relationship: _____	
21. Mailing Address: _____	
22. Method -- Place of Disposition: _____	
23. Funeral Director: _____	
24. Embalmer: _____	
25. Name and Address of Funeral Home: _____	
26. Medical Examiner's Name and Address: _____	
27. Physician's Name and Address: _____	
28. Date Certificate Filed: _____	
Other Information: _____	

NO CERTIFICATE ON FILE
WITH INFORMATION GIVEN



We were unable to locate a certificate
with information given.

Verified By: *Vernita J. Small*

Title: *Information Assistant*

Date Verified: *October 5, 2006*

Important: The Public Records and commercially available data sources used on reports have errors. Data is sometimes entered poorly, processed incorrectly and is generally not free from defect. This system should not be relied upon as definitively accurate. Before relying on any data this system supplies, it should be independently verified. For Secretary of State documents, the following data is for information purposes only and is not an official record. Certified copies may be obtained from that individual state's Department of State.

Comprehensive Report

Comprehensive Report

Date: 09/22/06

Report Legend:

S - Shared Address

D - Deceased

✓ - Probable Current Address

Subject Information:

Name: PHILLIP C ELLIOTT **D**
Date of Birth: 11/11/1903
Date of Death: 06/1985 (DAVIDSON, TN)
Age at Death: 81 (Born 102 years ago)
SSN: [REDACTED]
[REDACTED] /1960 and 12/31/1961

Names Associated With Subject:

D PHILIP ELLIOTT DOB:11/11/1903 DOD:06/1985 (DAVIDSON, TN) Age at Death: 81 (Born 102 years ago)
410-70-xxxx issued in Tennessee between 01/01/1960 and 12/31/1961

Others Associated With Subjects SSN:

(DOES NOT usually indicate any type of fraud or deception)

D C ELLIOTT Age: [REDACTED]
[REDACTED] issued in Tennessee between 01/01/1960 and 12/31/1961

Comprehensive Report Summary:

Names Associated With Subject	1 Found
Others Associated With Subjects SSN	1 Found
Possible Criminal Records	None Found
Sexual Offenses	None Found
Driver's License	None Found
Motor Vehicles Registered	None Found
Florida Accidents	None Found
Concealed Weapons Permit	None Found
People at Work	None Found
Professional Licenses	None Found
FAA Certifications	None Found
FAA Aircrafts	None Found
Watercraft	None Found
	None Found

Voter Registration	
Hunting/Fishing Permit	None Found
Bankruptcies	None Found
Tax Liens & Judgments	None Found
UCC Filings	None Found
Possible Properties Owned	None Found
Possible Associates	None Found
Possible Relatives	1st Degree - None Found 2nd Degree - None Found 3rd Degree - None Found
Neighbors	1st Neighborhood - 2 Found

Address Summary:

Address	County	Dates	Maps
415 BUSHNELL ST, NASHVILLE TN 37206-1820	DAVIDSON	Mar 1985 - Dec 1992	Map

Previous And Non-Verified Address(es):

PHILLIP C ELLIOTT - 415 BUSHNELL ST, NASHVILLE TN 37206-1820, DAVIDSON COUNTY (Mar 1985 - Dec 1992)

COOK JAY & JENNIFER (615) 227-7123

Property Ownership Information for this Address**Property:**

Parcel Number - 083-10 122
 Lot Number - 45
 Owner Name 1 - COOK JAMES
 Owner Name 2 - COOK JENNIFER
 Address - 415 BUSHNELL ST NASHVILLE TN 37206-1820, DAVIDSON COUNTY
 Owner's Address - 415 BUSHNELL ST NASHVILLE TN 37206-1820, DAVIDSON COUNTY
 Land Usage - DUPLEX
 Subdivision Name - MCEWEN PLACE
 Total Value - \$86,825
 Land Value - \$10,500
 Improvement Value - \$76,325
 Land Size - 25,700
 Year Built - 1930
 Exterior Walls - STONE
 Roof Type - ASPHALT
 Heating - CENTRAL
 Sale Date - 10/29/2004
 Sale Price - \$345,000
 Sellers Name 1 - REAVES DEIRDRE & GILES
 Legal Description - LOTS 45 46 47 48 49 50 MCEWEN PLACE
 Lender Name - UNION PLANTERS BK
 Interest Rate Type - FIX
 Data Source - A

Neighborhood Profile (2000 Census)

Average Age: 39
 Median Household Income: \$39,000
 Median Owner Occupied Home Value: \$90,700
 Average Years of Education: 13

 Possible Criminal Records:

[None Found]

 Sexual Offenses:

[None Found]

 Driver's License Information:

[None Found]

 **Motor Vehicles Registered To Subject:**
[None Found]

 **Florida Accidents:**
[None Found]

 **Concealed Weapons Permit:**
[None Found]

 **People at Work:**
[None Found]

 **Professional License(s):**
[None Found]

 **FAA Certifications:**
[None Found]

 **FAA Aircrafts:**
[None Found]

 **Watercraft:**
[None Found]

 **Voter Registration:**
[None Found]

 **Hunting/Fishing Permit:**
[None Found]

 **Bankruptcies:**
[None Found]

 **Tax Liens and Judgments:**
[None Found]

 **UCC Filings:**
[None Found]

 **Possible Properties Owned by Subject:**
[None Found]

 **Possible Associates:**
[None Found]

 **Possible Relatives:**
[None Found]

 **Neighbors:**

Neighborhood:

412 BUSHNELL ST NASHVILLE TN 37206-1820 DAVIDSON COUNTY

Residents:

JAMES HOWARD COOK JR DOB:05/03/1972 Age: 34

[REDACTED] issued in Tennessee between 01/01/1982 and 12/31/1983

JAY COOK Age:

JENNIFER COOK Age:

COOK JAY & JENNIFER (615) 227-7123

Address(es):

✓ 418 BUSHNELL ST, NASHVILLE TN 37206-1821 DAVIDSON COUNTY (Apr 2000 - Aug 2006)

Residents:

DELORES H MCVAY Age:

DELORES H MCVAY DOB:10/1970 Age: 35

[REDACTED] issued in Illinois between 01/01/1981 and 12/31/1983

NEDRA D MCVAY DOB:10/23/1970 Age: 35

[REDACTED] issued in Illinois between 01/01/1981 and 12/31/1983

NESHEE MCVAY Age:

NETRA D MCVAY Age:

[REDACTED] issued in Illinois between 01/01/1981 and 12/31/1983

MCVAY NESHEE (615) 262-0076

✓ 411 BUSHNELL ST, NASHVILLE TN 37206-1820 DAVIDSON COUNTY

Residents:

ASHLEY BREANA BOSTIC DOB:06/13/1987 Age: 19

C A BOSTIC Age:

[REDACTED] issued in Ohio between 01/01/1974 and 12/31/1975

CHRISTINA A BOSTIC Age:

[REDACTED] issued in Tennessee between 01/01/1990 and 12/31/1991

CHRISTINA ANNETTE BOSTIC DOB:05/04/1960 Age: 46

[REDACTED] issued in Ohio between 01/01/1974 and 12/31/1975

DANNY BOSTIC Age:

BOSTIC DANNY (615) 228-3522

IN THE CIRCUIT COURT OF THE FIRST JUDICIAL CIRCUIT
IN AND FOR WALTON COUNTY, FLORIDA

JOHN G. MORRIS, JOHN T. CRUNK
and SUSAN LUCAS, formerly known as
SUSAN LUCAS UPDYKE,
Plaintiffs,

v.

CASE NO. 06-CA-000395

BLUE GULF CORPORATION,
a dissolved Florida corporation,
Defendant.

FILED
WALTON CO FLORIDA
CLERK OF COURTS
2007 APR 15 A 10 29

SECOND AMENDED FINAL SUMMARY JUDGMENT

THIS MATTER being before the Court upon the Motion of Plaintiffs, JOHN G. MORRIS, JOHN T. CRUNK and SUSAN LUCAS, formerly known as SUSAN LUCAS UPDYKE to amend the Amended Summary Final Judgment entered by this Court, and the Court having considered the said Motion, the Court finds as follows:

1. There is no genuine issue as to any material fact or law as alleged in the Complaint.
2. The Plaintiffs, JOHN G. MORRIS, JOHN T. CRUNK and SUSAN LUCAS, formerly known as SUSAN LUCAS UPDYKE, are the fee simple owners, respectively, of the following described real properties situated in Blue Mountain Beach Subdivision No. 1, each of the properties being respectively, legally described as follows:

JOHN G. MORRIS:

All that tract or parcel of land lying and being in Walton County, Florida and being the eastern twenty-five (25) feet of Lot 8 and the entire Lot 9 in Block 12, according to plat of Blue-Mountain Beach Subdivision No. One (1), by Sherloch, Smith and Adams, Inc., that appears of record in the office of the Clerk of the Circuit Court of Walton County, Florida.

35md

EX G

JOHN T. CRUNK:

Lot 1, Block 11, Blue Mountain Beach Subdivision, No. 1, according to the plat thereof, as recorded in Plat Book 2, Page 41, of the public records of Walton County, Florida.

SUSAN LUCAS f/k/a SUSAN LUCAS UPDYKE:

Lot 9 in Block 11, Blue Mountain Beach Subdivision No. 1, according to Plat of said Subdivision by Sherlock, Smith & Adams, on file in the office of the Clerk of the Circuit Court, Walton County, Florida.

3. Defendant, BLUE GULF CORPORATION, a dissolved Florida corporation, was administratively dissolved by the State of Florida on July 2, 1973 and it was the corporate successor of the original developer/titleholder, WEST FLORIDA DEVELOPMENT COMPANY, a dissolved Florida for profit corporation.

4. There is no evidence of a successor to Defendant, BLUE GULF CORPORATION, and that all of the members of the last known Board of Directors of said Defendant are deceased.

5. The plat of Blue Mountain Beach Subdivision No. 1 was filed in the Public Records of Walton County, Florida on or about October 6, 1948, in Plat Book 2 at Page 41, and at the time thereof, WEST FLORIDA DEVELOPMENT COMPANY, was the fee simple owner of all properties contained within the boundaries of said subdivision and was the owner of all property lying directly south of the "bluff line" to the mean high water line of the waters of the Gulf of Mexico.

6. On or about November 7, 1955, WEST FLORIDA DEVELOPMENT COMPANY, caused to be recorded in the Public Records of Walton County, Florida, in Deed Book 141, at Page 182-183, a legal document containing covenants between the developer and the owners of lots in Blocks 10, 11, 12 and 13 of said subdivision which stated that if WEST FLORIDA DEVELOPMENT COMPANY or any *"successor or transferee corporation holding title to the beach area should be dissolved or have its corporate existence terminated all of the beach area lying between Blocks 10, 11, 12 and 13 and the Gulf of Mexico will be conveyed to the individual owners Lots in the above numbered Blocks their heirs, successors or assigns without payment of further consideration"*, subject only to a restriction in any deeds transferring the subject property that the fee simple owners thereof *"will not interfere with the normal use and enjoyment of said beach area by any owner of property in Blue Mountain Beach Subdivision No. 1"*.

7. The covenant referred to above, in Paragraph 6, is a permanent covenant which runs with the title to the lots lying in Blocks 10, 11, 12 and 13 in said subdivision.

8. The lots owned by each of the Plaintiffs named above are situated in the Blocks referred to in the above Paragraph and are therefore entitled to a conveyance of fee simple title to the real property lying south of their respective lots as shown on the plat of Blue Mountain Beach Subdivision No. 1, southward to the "mean high water line of the waters of the Gulf of Mexico" as was covenanted by West Florida Development Corporation.

Based upon the foregoing finding of fact and conclusions of law, it is,

ORDERED and ADJUDGED that:

A. The Plaintiffs' Motion for Summary Judgment against BLUE GULF CORPORATION, a dissolved Florida corporation, is hereby GRANTED.

B. The above named Plaintiffs are entitled to fee simple ownership of the property lying adjacent to and south of their respective lots to the mean high water line of the Gulf of Mexico which properties are respectively described as follows:

to JOHN G. MORRIS:

That property lying south of Lot 9 and the east twenty-five(25) feet of Lot 8, in Block 11, according to the Plat of Blue Mountain Beach Subdivision No. 1, adjacent to and between an extension of the east side lot line of said Lot 9 and a line drawn 25 feet west of and parallel to the east lot line of said Lot 8, in Block 12, southward to the mean high water line of the waters of the Gulf of Mexico, in Walton County, Florida.

to JOHN T. CRUNK:

That property lying south of Lot 1, in Block 11, according to the Plat of Blue Mountain Beach Subdivision No. 1, adjacent to and between an extension of the side lot lines of said Lot 1, in Block 11, southward to the mean high water line of the waters of the Gulf of Mexico, in Walton County, Florida.

to SUSAN LUCAS f/k/a SUSAN LUCAS UPDYKE:

That property lying south of Lot 9 in Block 11, according to the Plat of Blue Mountain Beach Subdivision No. 1, adjacent to and between an extension of the side lot lines of said Lot 9, in Block 11, southward to the mean high water line of the waters of the Gulf of Mexico, in Walton County, Florida.

C. Since there is no "successor or corporate transferee" of WEST FLORIDA DEVELOPMENT COMPANY or BLUE GULF CORPORATION in existence which holds title to the "beach area" south of Blocks 10, 11, 12, and 13 of the Blue Mountain Beach Subdivision No. 1, the Court appoints J. LORRIANE BYTELL as Trustee for WEST FLORIDA DEVELOPMENT COMPANY and BLUE GULF CORPORATION, dissolved Florida corporations, to make fee simple conveyances by Trustee's Deed to the Plaintiffs of the respective properties described above, subject to the restriction that the owner thereof "*will not interfere with the normal use and enjoyment of said beach area by any owner of property in Blue Mountain Beach Subdivision No. 1*".

DONE AND ORDERED in Chambers in DeFuniak Springs, Walton County, Florida, this 14 day of April, 2007.


W. HOWARD LAPORTE, Circuit Judge

CERTIFICATE OF MAILING

I HEREBY CERTIFY that a copy of the foregoing Second Amended Summary Final Judgment has been furnished to the following:

William S. Howell, Jr., P.A.
Attorney for Plaintiffs
1727 S. Co. Hwy. 393
Santa Rosa Beach, FL 32459

Lorriane Bytell, Esquire
Attorney ad Litem
1250 Circle Drive
DeFuniak Springs, FL 32435

MARTHA INGLE
Clerk of Court

By: 
Deputy Clerk

G:\MORRIS LUCAS CRUNK\Second Amended FinalSummJdgmtr.wpd

IN THE CIRCUIT COURT OF THE FIRST JUDICIAL CIRCUIT
IN AND FOR WALTON COUNTY, FLORIDA

ALTO L. JACKSON, JR. and
TRICIA A. JACKSON,

Plaintiffs,

CASE NO.: 07CA000606

v.

BLUE GULF CORPORATION,
a dissolved Florida corporation,

Defendant.

FILED
WALTON CO FLORIDA
CLERK OF COURTS
2007 NOV 21 A 9:55

FINAL SUMMARY JUDGMENT

THIS MATTER being before the Court upon the Motion for Summary Judgment of Plaintiffs, ALTO L. JACKSON, JR. and TRICIA A. JACKSON, and the Court having considered the pleadings, the Answer of the Attorney ad Litem, exhibits and affidavits filed herein, and argument of counsel, the Court finds as follows:

1. There is no genuine issue as to any material fact or law as alleged in the Complaint.
2. The Plaintiffs, ALTO L. JACKSON, JR. and TRICIA A. JACKSON, are the fee simple owners of the following described real property situated in Blue Mountain Beach Subdivision No. 1, said property being legally described as follows:

Lot 5, Block 10, Blue Mountain Beach Subdivision according to the plat on file in Plat Book 2, Page 41 of the Public Records of Walton County, Florida.

3. Defendant, BLUE GULF CORPORATION, a dissolved Florida corporation, was administratively dissolved by the State of Florida on July 2, 1973 and it was the corporate successor

of the original developer/titleholder, WEST FLORIDA DEVELOPMENT COMPANY, a dissolved Florida for profit corporation.

4. There is no evidence of a successor to Defendant, BLUE GULF CORPORATION, and that all of the members of the last known Board of Directors of said Defendant are deceased.

5. The plat of Blue Mountain Beach Subdivision No. 1 was filed in the Public Records of Walton County, Florida on or about October 6, 1948, in Plat Book 2 at Page 41, and at the time thereof, WEST FLORIDA DEVELOPMENT COMPANY, was the fee simple owner of all properties contained within the boundaries of said subdivision and was the owner of all property lying directly south of the "bluff line" to the mean high water line of the waters of the Gulf of Mexico.

6. On or about November 7, 1955, WEST FLORIDA DEVELOPMENT COMPANY, caused to be recorded in the Public Records of Walton County, Florida, in Deed Book 141, at Page 182-183, a legal document containing covenants between the developer and the owners of lots in Blocks 10, 11, 12 and 13 of said subdivision which stated that if WEST FLORIDA DEVELOPMENT COMPANY or any *"successor or transferee corporation holding title to the beach area should be dissolved or have its corporate existence terminated all of the beach area lying between Blocks 10, 11, 12 and 13 and the Gulf of Mexico will be conveyed to the individual owners Lots in the above numbered Blocks their heirs, successors or assigns without payment of further consideration"*, subject only to a restriction in any deeds transferring the subject property that the fee simple owners thereof *"will not interfere with the normal use and enjoyment of said beach area by any owner of property in Blue Mountain Beach Subdivision No. 1"*.

7. The covenant referred to above, in Paragraph 6, is a permanent covenant which runs with the title to the lots lying in Blocks 10, 11, 12 and 13 in said subdivision.

8. The lot owned by the Plaintiffs named above is situated in one of the Blocks referred to in the above Paragraph and the Plaintiffs are therefore entitled to a conveyance of fee simple title to the real property lying south of their lot as is shown on the plat of Blue Mountain Beach Subdivision No. 1, southward to the "mean high water line of the waters of the Gulf of Mexico" as was covenanted by West Florida Development Corporation.

Based upon the foregoing finding of fact and conclusions of law, it is,

ORDERED and ADJUDGED that:

A. The Plaintiffs' Motion for Summary Judgment against BLUE GULF CORPORATION, a dissolved Florida corporation, is hereby GRANTED.

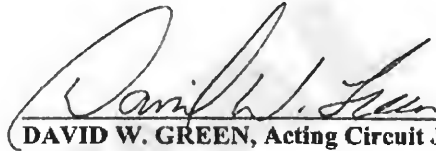
B. The Plaintiffs, **ALTO L. JACKSON, JR. and TRICIA A. JACKSON** are entitled to fee simple ownership of the property lying adjacent to and south of their lot to the mean high water line of the Gulf of Mexico which property is described as follows:

All that property lying south of Lot 5, Block 10, according to the Plat of Blue Mountain Beach Subdivision No. 1, being adjacent to and between an extension of the side lot lines of said Lot 5, in Block 10, southward to the mean high water line of the waters of the Gulf of Mexico, lying in Section 12, Township 3 South, Range 20 West, Walton County, Florida.

C. Since there is no "successor or corporate transferee" of WEST FLORIDA DEVELOPMENT COMPANY or BLUE GULF CORPORATION in existence which holds title to the "beach area" south of Blocks 10, 11, 12, and 13 of the Blue Mountain Beach Subdivision No. 1, the Court appoints J. LORRIANE BYTELL as Trustee for WEST FLORIDA DEVELOPMENT COMPANY and its corporate successor, BLUE GULF CORPORATION, both dissolved Florida corporations, to make fee simple conveyances by Trustee's Deed to the Plaintiffs of the respective

properties described above, subject to the restriction that the owner thereof "*will not interfere with the normal use and enjoyment of said beach area by any owner of property in Blue Mountain Beach Subdivision No. 1*".

DONE AND ORDERED in Chambers in DeFuniak Springs, Walton County, Florida, this 20th day of November, 2007.


DAVID W. GREEN, Acting Circuit Judge

Plaintiff's address:
P.O. Box 11026
Montgomery, AL 36111

CERTIFICATE OF MAILING

I HEREBY CERTIFY that a copy of the foregoing Summary Final Judgment has been furnished to the following:

William S. Howell, Jr., P.A.
Attorney for Plaintiffs
1727 S. Co. Hwy. 393
Santa Rosa Beach, FL 32459

Lorriane Bytell, Esq.
Attorney ad Litem
1250 Circle Drive
DeFuniak Springs, FL 32435

MARTHA INGLE
Clerk of Court

By: 
Deputy Clerk

